UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE

UNITED STATES OF AMERICA)	
)	
vs.)	No. 3:19-CR-212
)	
MATTHEW SHUMATE)	

ORDER

Magistrate Judge C. Clifford Shirley filed a report and recommendation recommending the Court: (1) grant Defendant's motion to withdraw his not guilty plea to the charge set forth in the Indictment; (2) accept Defendant's plea of guilty to the charge set forth in the Indictment, that is, of knowingly possessing, in and affecting interstate commerce, a firearm and ammunition while also knowing that he had previously been convicted in a court of a crime punishable by a term of imprisonment exceeding one year, in violation of 18 U.S.C. § 922(g)(1); (3) adjudicate Defendant guilty of the charge set forth in the Indictment; and (4) find Defendant shall remain in custody until sentencing in this matter [R. 15]. Neither party filed a timely objection to the report and recommendation. After reviewing the record, the Court agrees with the magistrate judge's report and recommendation. Accordingly, the Court ACCEPTS and ADOPTS the magistrate judge's report and recommendation [R. 15] pursuant to 28 U.S.C. § 636(b)(1) and ORDERS as follows:

(1) Defendant's motion to withdraw his not guilty plea to the charge set forth in the Indictment is **GRANTED**;

- (2) Defendant's plea of guilty to the charge set forth in the Indictment, that is, of knowingly possessing, in and affecting interstate commerce, a firearm and ammunition while also knowing that he had previously been convicted in a court of a crime punishable by a term of imprisonment exceeding one year, in violation of 18 U.S.C. § 922(g)(1), is **ACCEPTED**;
- (3) Defendant is hereby **ADJUDGED** guilty of the charge set forth in the Indictment;
- (4) Defendant **SHALL REMAIN** in custody until sentencing in this matter which is scheduled to take place on **June 3, 2020, at 1:30 p.m.** before the Honorable Pamela L. Reeves, United States District Judge.

SO ORDERED.

CHIEF UNITED STATES DISTRICT JUDGE